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<input type="checkbox"/> CONCURRENCE	<input type="checkbox"/> INFORMATION	<input type="checkbox"/> SIGNATURE

Remarks:

Bill:

The attached bill has come to my attention. It would expand 18 U.S.C. 1001 in a manner which was not apparently intended by the original drafters. (See attached cy of statute) It would appear to prohibit among other things, cover arrangements. Have we commented on this or similar bills in the past? Should we?

If you think action is necessary, please advise.

/OGC

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FROM: NAME, ADDRESS AND PHONE NO.	DATE
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FORM NO. 1-67 237 Use previous editions

☆ GPO : 1974 O - 535-857

(40)

94TH CONGRESS
1ST SESSION

H. R. 10829

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 19, 1975

Mr. FRASER (for himself, Mr. MAZZOLI, Mr. SIMON, and Mr. DUNCAN of Oregon) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To clarify the prohibition against making false statements in matters within the jurisdiction of a department or agency of the United States. ✓

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 SECTION 1. This Act may be cited as the "Truth in
4 Government Act".

5 SEC. 2. That section 1001 of title 18, United States
6 Code, is amended by striking out "Whoever" and inserting
7 in lieu thereof "Any person, including any officer or em-
8 ployee of the Federal Government or any elected official
9 thereof, who".

I

18 § 1001

CRIMES

Ch. 47

Historical Notes

1962 Amendment. Pub.L. 87-420, § 17 (d), Mar. 20, 1962, 76 Stat. 42, inserted item 1027.

1951 Amendment. Act Oct. 31, 1951, c. 655, § 25, 65 Stat. 720, substituted, in item 1012, "Public Housing Administration" for "United States Housing Authority".

1949 Amendment. Act May 24, 1949, c. 139, §§ 18, 19, 63 Stat. 92, corrected spelling of "1016. Acknowledgement etc.", and substituted "officers" for "offices" in "1019. Certificates by consular officers."

Cross References

Alien registration, fraud and false statements, see section 1306 of Title 8, Aliens and Nationality.

Carriers' reports to Interstate Commerce Commission, false entries, see section 20(7) of Title 49, Transportation.

China Trade, false or fraudulent statements prohibited, see section 153 of Title 15, Commerce and Trade.

§ 1001. Statements or entries generally

Whoever, in any matter within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies, conceals or covers up by any trick, scheme, or device a material fact, or makes any false, fictitious or fraudulent statements or representations, or makes or uses any false writing or document knowing the same to contain any false, fictitious or fraudulent statement or entry, shall be fined not more than \$10,000 or imprisoned not more than five years, or both. June 25, 1948, c. 645, 62 Stat. 749.

Historical and Revision Notes

Reviser's Note. Based on Title 18, U.S.C., 1940 ed., § 80 (Mar. 4, 1909, c. 321, § 35, 35 Stat. 1095 [derived from R.S. § 5433; May 30, 1908 c. 235, 35 Stat. 535]; Oct. 23, 1918, c. 194, 40 Stat. 1015; June 18, 1934, c. 587, 48 Stat. 996; Apr. 4, 1938, c. 69, 52 Stat. 197).

Section 80 of Title 18, U.S.C., 1940 ed., was divided into two parts.

The provision relating to false claims was incorporated in section 287 of this title.

Reference to persons causing or procuring was omitted as unnecessary in view of definition of "principal" in section 2 of this title.

Words "or any corporation in which the United States of America is a stockholder" in said section 80 were omitted as unnecessary in view of definition of "agency" in section 6 of this title.

In addition to minor changes of phraseology, the maximum term of imprisonment was changed from 10 to 5 years to be consistent with comparable sections. (See reviser's note under section 287 of this title.) 80th Congress House Report No. 304.

Canal Zone. Applicability of section to Canal Zone, see section 14 of this title.

Cross References

Conspiracy to defraud—

Government in regard to false claims, see section 286 of this title.

United States, see section 371 of this title.

Education, section as applicable to National Defense Education Program, see section 581 of Title 20, Education.

False claims for—

Pensions, see section 289 of this title.

Postal losses, see section 288 of this section.

False entry or certificate by revenue officer or agent, see section 7214(a) (7) of